



Docket No.: SYN-8312

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By:  Date: July 9, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 10/728,389  
Applicant : Kevin Smith, et al.  
Filed : December 5, 2003  
Title : Tissue Retractor and Method for Using the Retractor  
Docket No. : SYN-8312  
Customer No. : 24131

**LETTER**

Mail Stop: Missing Parts  
Hon. Commissioner for Patents,  
Alexandria, VA 22313-1450

Sir:

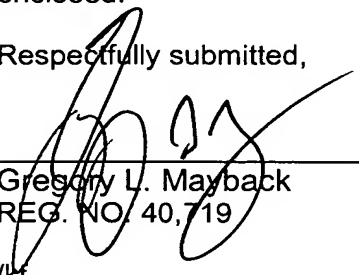
The above-mentioned new patent application was filed on December 5, 2003 without a signed oath or declaration, under the provision of 37 C.F.R. 1.53(f).

In accordance with the above-mentioned rule, enclosed herewith is the original signed declaration and power of attorney.

The undersigned hereby states that the application filed in the Patent and Trademark Office is the application which the inventor(s) executed by signing the declaration. MPEP 602 (8<sup>th</sup> ed., Aug. 2001).

The fee required for the late filing of an oath or declaration in the amount of \$550.00 is also enclosed.

Respectfully submitted,

  
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Gregory L. Mayback  
REG. NO. 40,719

/s/

Date: July 9, 2004  
Lerner and Greenberg, P.A.  
Post Office Box 2480  
Hollywood, FL 33022-2480  
Tel: (954) 925-1100  
Fax: (954) 925-1101